

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS PO Box 1450 Alexandra, Virginia 22313-1450 www.uspto.gov

ATTORNEY DOCKET NO. APPLICATION NO. FILING DATE FIRST NAMED INVENTOR CONFIRMATION NO. 146 1353 3121 09/674,109 06/21/2001 Anita Diu-Hercend 20311 08/11/2003 7590 MUSERLIAN AND LUCAS AND MERCANTI, LLP EXAMINER 600 THIRD AVENUE LEFFERS JR, GERALD G NEW YORK, NY 10016 ART UNIT PAPER NUMBER 20 1636

DATE MAILED: 08/11/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

COMMISSIONER FOR PAIENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, DC 20231 www.uspto.gov

APPLICATION NO./	FILING DATE	FIRST NAMED INVENTOR /	ATTORNEY DOCKET NO.
CONTROL NO.		PATENT IN REEXAMINATION	

EXAMINER

Gerald G. Leffers Jr.

ART UNIT PAPER
1636 20

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents** 

Notice of Non-Responsive Amendment

The communications filed on 5/27/03 is not fully responsive to the Office communication mailed on 4/28/03 as Paper No. 17. Specifically, the responses does not indicate an election of a particular gene product. Applicants elected a broad set of Groups (i.e. Groups 181-270) rather than a single group addressed to a particular gene or gene product (e.g. Group 90 directed to YML114c). Applicants must elect a single groupd directed toward a single gene product or gene.

Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to submit an amendment in compliance with 37 CFR 1.121, effective, March 21, 2001, in order to avoid abandonment.

EXTENSIONS OF THIS TIME MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gerald G. Leffers Jr. whose telephone number is (703)-308-6232. The examiner can normally be reached on Monday through Friday, 9:30 am to 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Remy Yucel can be reached at (703) 305-1998. The fax number for the organization where this application or proceeding is assigned is (703) 305-1998.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to Bill Phillips whose telephone number is (703) 305-3291.

Gerald G. Leffers Jr., PhD.

Examiner, Art Unit 1636